

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES**

<p>THE PEOPLE OF THE STATE OF CALIFORNIA, v. 01 MARK BERNDT (01/22/1951)</p>	<p>Plaintiff, Defendant(s).</p>
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CASE NO. VA123401

***FELONY COMPLAINT
FOR ARREST WARRANT***

The undersigned is informed and believes that:

COUNT 1

On or between July 6, 2009 and May 6, 2011, in the County of Los Angeles, the crime of LEWD ACT UPON A CHILD, in violation of PENAL CODE SECTION 288(a), a Felony, was committed by MARK BERNDT, who did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of [REDACTED] a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant and the said child.

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c)."

"NOTICE: Conviction of this offense will require to register pursuant to Penal Code section 290 et seq. Willful failure to register is a crime."

"NOTICE: Being charged with this criminal offense can result in mandatory pre-conviction HIV/AIDS testing and disclosure of the results to a victim and the Chief Medical Officer of the jail or prison facility where you are incarcerated pursuant to Penal Code Section 1524.1 and Health and Safety Code section 121055 following a probable cause hearing resulting in a court order."

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COUNT 2

On or between July 6, 2009 and May 6, 2011, in the County of Los Angeles, the crime of LEWD ACT UPON A CHILD, in violation of PENAL CODE SECTION 288(a), a Felony, was committed by MARK BERNDT, who did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of [REDACTED], a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant and the said child.

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c)."

"NOTICE: Conviction of this offense will require to register pursuant to Penal Code section 290 et seq. Willful failure to register is a crime."

"NOTICE: Being charged with this criminal offense can result in mandatory pre-conviction HIV/AIDS testing and disclosure of the results to a victim and the Chief Medical Officer of the jail or prison facility where you are incarcerated pursuant to Penal Code Section 1524.1 and Health and Safety Code section 121055 following a probable cause hearing resulting in a court order."

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COUNT 3

On or between July 6, 2009 and May 6, 2011, in the County of Los Angeles, the crime of LEWD ACT UPON A CHILD, in violation of PENAL CODE SECTION 288(a), a Felony, was committed by MARK BERNDT, who did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of [REDACTED], a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant and the said child.

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c)."

"NOTICE: Conviction of this offense will require to register pursuant to Penal Code section 290 et seq. Willful failure to register is a crime."

"NOTICE: Being charged with this criminal offense can result in mandatory pre-conviction HIV/AIDS testing and disclosure of the results to a victim and the Chief Medical Officer of the jail or prison facility where you are incarcerated pursuant to Penal Code Section 1524.1 and Health and Safety Code section 121055 following a probable cause hearing resulting in a court order."

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COUNT 4

On or between October 1, 2009 and June 28, 2011, in the County of Los Angeles, the crime of LEWD ACT UPON A CHILD, in violation of PENAL CODE SECTION 288(a), a Felony, was committed by MARK BERNDT, who did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of [REDACTED]..., a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant and the said child.

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c)."

"NOTICE: Conviction of this offense will require to register pursuant to Penal Code section 290 et seq. Willful failure to register is a crime."

"NOTICE: Being charged with this criminal offense can result in mandatory pre-conviction HIV/AIDS testing and disclosure of the results to a victim and the Chief Medical Officer of the jail or prison facility where you are incarcerated pursuant to Penal Code Section 1524.1 and Health and Safety Code section 121055 following a probable cause hearing resulting in a court order."

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COUNT 5

On or between July 6, 2009 and June 28, 2011, in the County of Los Angeles, the crime of LEWD ACT UPON A CHILD, in violation of PENAL CODE SECTION 288(a), a Felony, was committed by MARK BERNDT, who did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of [REDACTED] a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant and the said child.

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c)."

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"NOTICE: Being charged with this criminal offense can result in mandatory pre-conviction HIV/AIDS testing and disclosure of the results to a victim and the Chief Medical Officer of the jail or prison facility where you are incarcerated pursuant to Penal Code Section 1524.1 and Health and Safety Code section 121055 following a probable cause hearing resulting in a court order."

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COUNT 6

On or between July 6, 2009 and May 6, 2011, in the County of Los Angeles, the crime of LEWD ACT UPON A CHILD, in violation of PENAL CODE SECTION 288(a), a Felony, was committed by MARK BERNDT, who did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of [REDACTED], a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant and the said child.

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c)."

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COUNT 7

On or between July 6, 2009 and June 28, 2011, in the County of Los Angeles, the crime of LEWD ACT UPON A CHILD, in violation of PENAL CODE SECTION 288(a), a Felony, was committed by MARK BERNDT, who did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of [REDACTED] a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant and the said child.

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c)."

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"NOTICE: Being charged with this criminal offense can result in mandatory pre-conviction HIV/AIDS testing and disclosure of the results to a victim and the Chief Medical Officer of the jail or prison facility where you are incarcerated pursuant to Penal Code Section 1524.1 and Health and Safety Code section 121055 following a probable cause hearing resulting in a court order."

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COUNT 8

On or between July 7, 2009 and June 28, 2011, in the County of Los Angeles, the crime of LEWD ACT UPON A CHILD, in violation of PENAL CODE SECTION 288(a), a Felony, was committed by MARK BERNDT, who did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of [REDACTED] a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant and the said child.

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c)."

"NOTICE: Conviction of this offense will require to register pursuant to Penal Code section 290 et seq. Willful failure to register is a crime."

"NOTICE: Being charged with this criminal offense can result in mandatory pre-conviction HIV/AIDS testing and disclosure of the results to a victim and the Chief Medical Officer of the jail or prison facility where you are incarcerated pursuant to Penal Code Section 1524.1 and Health and Safety Code section 121055 following a probable cause hearing resulting in a court order."

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COUNT 9

On or between July 6, 2009 and May 6, 2011, in the County of Los Angeles, the crime of LEWD ACT UPON A CHILD, in violation of PENAL CODE SECTION 288(a), a Felony, was committed by MARK BERNDT, who did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of [REDACTED] a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant and the said child.

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c)."

"NOTICE: Conviction of this offense will require to register pursuant to Penal Code section 290 et seq. Willful failure to register is a crime."

"NOTICE: Being charged with this criminal offense can result in mandatory pre-conviction HIV/AIDS testing and disclosure of the results to a victim and the Chief Medical Officer of the jail or prison facility where you are incarcerated pursuant to Penal Code Section 1524.1 and Health and Safety Code section 121055 following a probable cause hearing resulting in a court order."

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COUNT 10

On or between July 6, 2009 and May 6, 2011, in the County of Los Angeles, the crime of LEWD ACT UPON A CHILD, in violation of PENAL CODE SECTION 288(a), a Felony, was committed by MARK BERNDT, who did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of [REDACTED], a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant and the said child.

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c)."

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COUNT 11

On or between August 18, 2009 and June 28, 2011, in the County of Los Angeles, the crime of LEWD ACT UPON A CHILD, in violation of PENAL CODE SECTION 288(a), a Felony, was committed by MARK BERNDT, who did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of [REDACTED], a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant and the said child.

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c)."

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COUNT 12

On or between July 6, 2009 and May 6, 2011, in the County of Los Angeles, the crime of LEWD ACT UPON A CHILD, in violation of PENAL CODE SECTION 288(a), a Felony, was committed by MARK BERNDT, who did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of [REDACTED] a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant and the said child.

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c)."

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COUNT 13

On or between July 6, 2009 and May 6, 2011, in the County of Los Angeles, the crime of LEWD ACT UPON A CHILD, in violation of PENAL CODE SECTION 288(a), a Felony, was committed by MARK BERNDT, who did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of [REDACTED] a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant and the said child.

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c)."

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COUNT 14

On or between July 6, 2009 and June 28, 2011, in the County of Los Angeles, the crime of LEWD ACT UPON A CHILD, in violation of PENAL CODE SECTION 288(a), a Felony, was committed by MARK BERNDT, who did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of [REDACTED], a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant and the said child.

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c)."

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COUNT 15

On or between July 5, 2009 and May 6, 2011, in the County of Los Angeles, the crime of LEWD ACT UPON A CHILD, in violation of PENAL CODE SECTION 288(a), a Felony, was committed by MARK BERNDT, who did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of [REDACTED] a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant and the said child.

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c)."

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* * * * *

COUNT 16

On or between August 18, 2009 and June 28, 2011, in the County of Los Angeles, the crime of LEWD ACT UPON A CHILD, in violation of PENAL CODE SECTION 288(a), a Felony, was committed by MARK BERNDT, who did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of [REDACTED], a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant and the said child.

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COUNT 17

On or between July 5, 2009 and May 6, 2011, in the County of Los Angeles, the crime of LEWD ACT UPON A CHILD, in violation of PENAL CODE SECTION 288(a), a Felony, was committed by MARK BERNDT, who did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of [REDACTED] a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant and the said child.

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COUNT 18

On or between July 17, 2009 and June 28, 2011, in the County of Los Angeles, the crime of LEWD ACT UPON A CHILD, in violation of PENAL CODE SECTION 288(a), a Felony, was committed by MARK BERNDT, who did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of [REDACTED], a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant and the said child.

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c)."

"NOTICE: Conviction of this offense will require to register pursuant to Penal Code section 290 et seq. Willful failure to register is a crime."

"NOTICE: Being charged with this criminal offense can result in mandatory pre-conviction HIV/AIDS testing and disclosure of the results to a victim and the Chief Medical Officer of the jail or prison facility where you are incarcerated pursuant to Penal Code Section 1524.1 and Health and Safety Code section 121055 following a probable cause hearing resulting in a court order."

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COUNT 19

On or between July 6, 2009 and May 6, 2011, in the County of Los Angeles, the crime of LEWD ACT UPON A CHILD, in violation of PENAL CODE SECTION 288(a), a Felony, was committed by MARK BERNDT, who did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of [REDACTED], a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant and the said child.

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c)."

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COUNT 20

On or between July 6, 2009 and June 28, 2011, in the County of Los Angeles, the crime of LEWD ACT UPON A CHILD, in violation of PENAL CODE SECTION 288(a), a Felony, was committed by MARK BERNDT, who did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of [REDACTED], a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant and the said child.

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c)."

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* * * * *

COUNT 21

On or between July 1, 2005 and June 30, 2009, in the County of Los Angeles, the crime of LEWD ACT UPON A CHILD, in violation of PENAL CODE SECTION 288(a), a Felony, was committed by MARK BERNDT, who did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of [REDACTED] a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant and the said child.

"NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c)."

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* * * * *

COUNT 22

On or between July 1, 2005 and June 30, 2008, in the County of Los Angeles, the crime of LEWD ACT UPON A CHILD, in violation of PENAL CODE SECTION 288(a), a Felony, was committed by MARK BERNDT, who did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of [REDACTED] a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant and the said child.

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* * * * *

COUNT 23

On or between July 1, 2005 and June 30, 2008, in the County of Los Angeles, the crime of LEWD ACT UPON A CHILD, in violation of PENAL CODE SECTION 288(a), a Felony, was committed by MARK BERNDT, who did willfully, unlawfully, and lewdly commit a lewd and lascivious act upon and with the body and certain parts and members thereof of [REDACTED] a child under the age of fourteen years, with the intent of arousing, appealing to, and gratifying the lust, passions, and sexual desires of the said defendant and the said child.

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It is further alleged, within the meaning of Penal Code section 667.61(b), as to defendant, MARK BERNDT, as to count(s) 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22 and 23 that the following circumstances apply: Defendant has been convicted in current case of a violation of PC 288(a) against.

* * * * *

NOTICE: Conviction of this offense will require the defendant to provide DNA samples and print impressions pursuant to Penal Code sections 296 and 296.1. Willful refusal to provide the samples and impressions is a crime.

NOTICE: The People of the State of California intend to present evidence and seek jury findings regarding all applicable circumstances in aggravation, pursuant to Penal Code section 1170(b) and *Cunningham v. California* (2007) 549 U.S. 270.

NOTICE: A Suspected Child Abuse Report (SCAR) may have been generated within the meaning of Penal Code §§ 11166 and 11168 involving the charges alleged in this complaint. Dissemination of a SCAR is limited by Penal Code §§ 11167 and 11167.5 and a court order is required for full disclosure of the contents of a SCAR.

NOTICE: Any allegation making a defendant ineligible to serve a state prison sentence in the county jail shall not be subject to dismissal pursuant to Penal Code § 1385.

Further, attached hereto and incorporated herein are official reports and documents of a law enforcement agency which the undersigned believes establish probable cause for the arrest of defendant(s) MARK BERNDT for the above-listed crimes. Wherefore, a warrant of arrest is requested for MARK BERNDT.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT THIS COMPLAINT, CASE NUMBER VA123401, CONSISTS OF 23 COUNT(S).

Executed at NORWALK, County of Los Angeles, on January 31, 2012.

DET. JARAMILLA
DECLARANT AND COMPLAINANT

.....
STEVE COOLEY, DISTRICT ATTORNEY

BY: _____
ANA M. LOPEZ, DEPUTY

AGENCY: LASD - SPECIAL I/O: DET. JARAMILLA ID NO.: 456336 PHONE : (562) 946-8531
VICTIMS BUREAU
DR NO.: 010216772170129 OPERATOR: JR PRELIM. TIME EST.:

<u>DEFENDANT</u>	<u>CII NO.</u>	<u>DOB</u>	<u>BOOKING</u> <u>NO.</u>	<u>BAIL</u> <u>RECOM'D</u>	<u>CUSTODY</u> <u>R'TN DATE</u>
BERNDT, MARK		1/22/1951		\$2,300,000	

It appearing to the Court that probable cause exists for the issuance of a warrant of arrest for the above-named defendant(s), the warrant is so ordered.

MARK BERNDT

BAIL: \$ _____

DATE: _____

Judge of the Above Entitled Court

NON-WARRANT DEFENDANTS:

<u>DEFENDANT</u>	<u>CII NO.</u>	<u>DOB</u>	<u>BOOKING NO.</u>	<u>BAIL RECOM'D</u>	<u>CUSTODY RTN DATE</u>
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FELONY COMPLAINT -- ORDER HOLDING TO ANSWER -- P.C. SECTION 872

It appearing to me from the evidence presented that the following offense(s) has/have been committed and that there is sufficient cause to believe that the following defendant(s) guilty thereof, to wit:

(Strike out or add as applicable)

MARK BERNDT

<u>Count No.</u>	<u>Charge</u>	<u>Charge Range</u>	<u>Special Allegation</u>	<u>Alleg. Effect</u>
1	PC 288(a)	3-6-8 State Prison	PC 667.61(b)	15 to Life State Prison
2	PC 288(a)	3-6-8 State Prison	PC 667.61(b)	15 to Life State Prison
3	PC 288(a)	3-6-8 State Prison	PC 667.61(b)	15 to Life State Prison
4	PC 288(a)	3-6-8 State Prison	PC 667.61(b)	15 to Life State Prison
5	PC 288(a)	3-6-8 State Prison	PC 667.61(b)	15 to Life State Prison
6	PC 288(a)	3-6-8 State Prison	PC 667.61(b)	15 to Life State Prison
7	PC 288(a)	3-6-8 State Prison	PC 667.61(b)	15 to Life State Prison
8	PC 288(a)	3-6-8 State Prison	PC 667.61(b)	15 to Life State Prison
9	PC 288(a)	3-6-8 State Prison	PC 667.61(b)	15 to Life State Prison
10	PC 288(a)	3-6-8 State Prison	PC 667.61(b)	15 to Life State Prison
11	PC 288(a)	3-6-8 State Prison	PC 667.61(b)	15 to Life State Prison
12	PC 288(a)	3-6-8 State Prison	PC 667.61(b)	15 to Life State Prison
13	PC 288(a)	3-6-8 State Prison	PC 667.61(b)	15 to Life State Prison
14	PC 288(a)	3-6-8 State Prison	PC 667.61(b)	15 to Life State Prison
15	PC 288(a)	3-6-8 State Prison	PC 667.61(b)	15 to Life State Prison
16	PC 288(a)	3-6-8 State Prison	PC 667.61(b)	15 to Life State Prison
17	PC 288(a)	3-6-8 State Prison	PC 667.61(b)	15 to Life State Prison
18	PC 288(a)	3-6-8 State Prison	PC 667.61(b)	15 to Life State Prison
19	PC 288(a)	3-6-8 State Prison	PC 667.61(b)	15 to Life State Prison
20	PC 288(a)	3-6-8 State Prison	PC 667.61(b)	15 to Life State Prison
21	PC 288(a)	3-6-8 State Prison	PC 667.61(b)	15 to Life State Prison
22	PC 288(a)	3-6-8 State Prison	PC 667.61(b)	15 to Life State Prison
23	PC 288(a)	3-6-8 State	PC 667.61(b)	15 to Life State

Prison

Prison

I order that the defendant(s) be held to answer therefore and be admitted to bail in the sum of:

MARK BERNDT _____ Dollars

and be committed to the custody of the Sheriff of Los Angeles County until such bail is given. Date of arraignment in Superior Court will be:

MARK BERNDT _____ in Dept _____

at: _____ A.M.

Date: _____

Committing Magistrate